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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/699,402	10/31/2003	Man Soo Han	51876P399	3288
8791 7590 08/21/2009 BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP 1279 OAKMEAD PARKWAY SUNNYVALE, CA 94085-4040				
EXAMINER				
PATEL, CHANDRAHAS B				
ART UNIT		PAPER NUMBER		
2416				
MAIL DATE		DELIVERY MODE		
08/21/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### Office Action Summary

**Application No.**

10/699,402

**Applicant(s)**

HAN ET AL.

**Examiner**

Chandras Patel

**Art Unit**

2416

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 18 June 2009.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1 and 3-12 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1, 3-12 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/CDC)
- Paper No(s)/Mail Date \_\_\_\_\_

- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

## DETAILED ACTION

### *Response to Arguments*

1. Applicant's arguments filed 6/18/2009 have been fully considered but they are not persuasive. Applicant argues that Oki does not teach the amended features of the claim. However, Oki teaches the amended features which are explained below in the office action.

### *Claim Rejections - 35 USC § 102*

2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
3. Claims 1, 3-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Oki et al. (USPN 7,006,514).

**Regarding claim 1**, Oki teaches an input buffered switch using pipelined simple matching **[Fig. 1, 100]**, comprising: a plurality of input means **[Fig. 1, 110,]**, each having a plurality of Virtual Output Queues (VOQs) for sending a request signal in every time slot when each VOQ has at least one cell **[Fig. 1, 115]**, for outputting the cell according to a grant signal transmitted to each VOQ **[Col. 5, lines 3-6, outputs when the request signal is 1]**; a scheduling means for executing a contention process according to the request signals from each VOQ of the plurality of input means **[Fig. 1, 120]**, sending contention results to the plurality of input means and sending switch operation information **[Col. 5, lines 39-50, sends the signal to VOQ to dispatch cells]**; and a switching means for outputting the cell received from the plurality of input means responsive to the switch operation information received from the scheduling means

[Fig. 1, 130], and wherein the scheduling means includes a plurality of sub-scheduling means for I) executing a contention process that lasts a plurality of time slots according to the request signals from each VOQ of the plurality of the input means such that, in every time slot, one of the sub-scheduler means begins executing the contention process and a second one of the sub-scheduler means finishes executing the contention process [Col. 5, lines 11-18, **arbitration process is the contention process where at least one cell finishes contention process in each time slot, Request flag is shown at Fig. 2, 224**], and II) producing grant signals as contention results based on only the request signals received at initiation of the contention process [Col. 7, lines 4-10, Fig. 4B, 472, **subscheduler is informed if there is a Cell in VOQ to start the arbitration process each time there is a Cell that needs arbitration**], wherein each VOQ having one awaiting cell sends, in the time slots before the VOQ is emptied, request signals for outputting the awaiting cell to all of the sub-scheduling means [Col. 8, line 43 – Col. 9, line 11, **a request signal is sent through use of request counters in every timeslot and the sub scheduler continues the matching process until VOQ is empty**] that begin the contention process in the time slots before the VOQ is emptied, and ignores the grant signals from the sub-scheduling means when the VOQ is emptied [Col. 8, lines 50 - Col. 9, line 11, **begins contention process in the current time slot when a cell arrives for arbitration and is to be output to appropriate queue and the process continues as long as cells keep on arriving and continues until the VOQ is empty**], and wherein the scheduling means further includes a multiplexing means for multiplexing a contention result of each sub-

scheduling means to the plurality of input means [**Col. 5, lines 62-67 – Col. 6, lines 1-3, multiplexes the contention result and uses it to schedule output from VOQs**].

**Regarding claims 3 and 9**, Oki teaches sub-scheduling means gives priorities to each of the input means in case of the contention process to the same output [**Col. 7, lines 13-16**].

**Regarding claims 4 and 10**, Oki teaches each sends the request signal at every time slot by sending the number of cells waiting in the VOQ to the scheduling means [**Col. 5, lines 39-50**].

**Regarding claim 5**, Oki teaches a plurality of sub-scheduling means for executing the contention process for a plurality of time slots according to the request signals from each VOQ of the plurality of the input means such that one of the sub-scheduler means begins a contention process and another sub-scheduler finishes executing a contention process [**Col. 5, lines 11-18, arbitration process is the contention process, Request flag in shown at Fig. 2, 224**]; and a multiplexing means for multiplexing a contention result of each sub-scheduling means to the plurality of input means [**Col. 5, lines 62-67 – Col. 6, lines 1-3**].

**Regarding claims 6 and 11**, Oki teaches sub-scheduling means gives a priority to the VOQ that has the largest number of awaiting cells in the VOQ in case of the contention process to the same output [**Col. 6, lines 46-48, by serving request counter scheduler gives priority to longest VOQ**].

**Regarding claims 7 and 12**, Oki teaches each sub-scheduling means gives a priority to each VOQ in the contention process to the same output [**Col. 7, lines 13-16**].

and gives a priority to a VOQ that has the largest number of awaiting cells in the VOQ when the VOQ having the priority does not send the request signal **[Col. 6, lines 46-52, reference teaches these management responsibilities can be run periodically and does not teach that VOQ is sending a signal having the priority].**

**Regarding claim 8**, Oki teaches a contention method using pipelined simple matching in an input buffered switch **[Abstract]**, comprising the steps of: a0) executing a contention process that lasts multiple time slots, in every time slot at each of a plurality of sub-scheduling means, such that one of the sub-scheduling means starts the contention process in every time slot **[Col. 7, lines 4-10, contention process is started in each time slot]**; a) at each of a plurality of Virtual Output Queues (VOQs) that has one awaiting cell, sending, in the time slots before the VOQ is emptied, request signals for outputting the awaiting cell to all of the sub-scheduling means that begin the contention process in the time slots before the VOQ is emptied, and ignoring grant signals from the sub-scheduling means when the VOQ is emptied **[Col. 8, line 43 – Col. 9, line 11, a request signal is sent through use of request counters in every timeslot and the sub scheduler continues the matching process until VOQ is empty and begins contention process in the current time slot when a cell arrives for arbitration and is to be output to appropriate queue and the process continues as long as cells keep on arriving and continues until the VOQ is empty]**; b) at the sub-scheduling means that begins the contention process, executing the contention process for a plurality of time slots according to the request signal from each VOQ that has at least one awaiting cell **[Col. 5, lines 11-18, Request flag is shown in Fig. 2,**

**224]**; c) when the sub-scheduling means finishes the contention process, sending a grant signal as a contention result to input means associated with the VOQ **[Col. 5, line 62 – Col. 6, line 3, multiplexes the contention result and uses it to schedule output from VOQs and the flag is unset as a grant signal of contention result]**; and d) at a transfer-granted VOQ that is granted a transfer, transferring the cell to a switching means according to the contention result **[Fig. 1, 130]**, wherein the contention result is produced based on only the request signals received at initiation of the contention process in the sub-scheduling means **[Col. 7, lines 4-10, request signals are generated in parallel suggesting that only one request signal is necessary at the start of arbitration process]**.

### ***Conclusion***

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chandrahas Patel whose telephone number is (571)270-1211. The examiner can normally be reached on Monday through Thursday 7:30 to 17:00 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky Ngo can be reached on 571-272-3139. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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